ATTACHMENT 13

CONFIDENTIAL INFORMATION UNDER THE PROTECTIVE ORDER

1   UNITED STATES DISTRICT COURT

2   NORTHERN DISTRICT OF CALIFORNIA

3   SAN JOSE DIVISION

4

5   CISCO SYSTEMS,   )

6   INC.,   )

7   Plaintiff,   )

8   vs.   ) No. 5:14-cv-05344-BlF (PSG)

9   ARISTA NETWORKS,   )

10   INC.,   )

11   Defendant.   )

12   _____

13   CONFIDENTIAL INFORMATION UNDER THE PROTECTIVE ORDER

14

15   VIDEOTAPED DEPOSITION OF ANTHONY J. LI

16   Palo Alto, CA

17   Monday, February 1, 2016

18   Volume I

19

20

21   Reported by: SUSAN F. MAGEE, RPR, CCRR, CLR

22   CSR No. 11661

23   JOB No. 2224600

24

25   PAGES 1-258

Page 1

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5 CISCO SYSTEMS,   )

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7   Plaintiff,   )

8   vs.   ) No. 5:14-cv-05344-BlF (PSG)

9 ARISTA NETWORKS,   )

10 INC.,   )

11   Defendant.   )

12 _____

13

14

15   CONFIDENTIAL INFORMATION UNDER THE

16 PROTECTIVE ORDER VIDEO DEPOSITION OF ANTHONY J. LI

17 taken on behalf of Defendant at WILSON, SONSINI,

18 GOODRICH & ROSATI, 601 South California Avenue,

19 Palo Alto, CA 94304, beginning at 9:13 a.m. and

20 ending at 4:17 p.m. on Monday, February 1, 2016,

21 before Susan F. Magee, RPR, CCRR, CLR, Certified

22 Shorthand Reporter No. 11661.

23

24

25

Page 2

1   I N D E X

2

3 CONFIDENTIAL INFORMATION UNDER THE PROTECTIVE ORDER

4 VIDEO DEPOSITION OF ANTHONY J. LI

5 Volume I

6 EXAMINATION BY   PAGE

7 BY MR. WONG   9

8 BY MR PAK   191

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Page 4

1 APPEARANCES:

2

3   For the Plaintiff:

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22   The Videographer:

23   JEFREE ANDERSON

24

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Page 3

1   E X H I B I T S

2 NUMBER   DESCRIPTION   PAGE

3

4 Exhibit 136   LinkedIn Profile (8 pages)   12

5 Exhibit 137   RFC Table (3 pages)   90

6 Exhibit 138   March 1995 RFC 1771, A Border   100

7   Gateway Protocol 4 (BGP-4) (57

8   pages)

9 Exhibit 139   December 1995 RFC 1887, An   105

10   Architecture for IPv6 Unicast

11   Address Allocation,

12   ARISTANDCA00025747-ARISTANDCA

13   00025772

14 Exhibit 140   June 1996 RFC 1966, BGP Route   111

15   Reflection, An Alternative to

16   Full Mesh IBGP,

17   ARISTANDCA00025927-ARISTANDCA

18   00025933

19 Exhibit 141   October 2008 RFC 2966,   116

20   Domain-Wide Prefix Distribution

21   with Two-Level IS-IS (16 pages)

22 Exhibit 142   August 1996 RFC 1997, BGP   119

23   Communities Attribute,

24   ARISTANDCA00026094-ARISTANDCA

25   00026098

Page 5

2 (Pages 2 - 5)

CONFIDENTIAL INFORMATION UNDER THE PROTECTIVE ORDER

Page 6

1   Palo Alto, CA, Monday February 1, 2016
2   9:13 a.m.
3
4   THE VIDEOGRAPHER: Good morning. We're on
5 the record at 9:13 a.m. on February 1st, 2016. This   09:13:47
6 is the video recorded deposition of -- so sorry. Of
7 Anthony Li here with our court reporter Susan Magee.
8   My name is Jefree Anderson. We are here
9 from Veritext Legal Solutions at the request of
10 counsel for the -- defendant or the plaintiff?   09:14:16
11   MR. WONG: Defendants.
12   THE VIDEOGRAPHER: For the defendant. This
13 deposition is being held at Wilson Sonsini at
14 601 California Avenue, Palo Alto, California. The
15 caption of this case is Cisco Systems, Incorporated   09:14:31
16 vs. Arista Networks, Incorporated. The case number
17 is 5:14-cv-05344.
18   Please note that audio and video recording
19 will take place unless all parties agree to go off
20 the record, and microphones are sensitive and may   09:14:53
21 pick up whispers, private conversations and cellular
22 interference; so please be aware of that.
23   Beginning with our noticing attorney,
24 please state your name and the firm you represent.
25   MR. WONG: Ryan Wong from Keker & Van Nest   09:15:05

Page 8

Page 7

1 for defendant Arista Networks.
2   MR. FERRALL: Brian Ferrall, Keker & Van
3 Nest, also for Arista.
4   MR. PAK: Sean Pak of Quinn for Cisco.
5   THE VIDEOGRAPHER: Thank you.   09:15:16
6   Will the court reporter please swear in the
7 witness.
8
9   ANTHONY J. LI,
10 having been administered an oath, was examined and   09:15:19
11 testified as follows:
12
13   EXAMINATION BY MR. WONG
14
15   Q. Good morning, Mr. Li.   09:15:29
16   A. Good morning.
17   Q. Please state your full name.
18   A. Anthony Joseph Li.
19   Q. Do you live in the Bay Area, Mr. Li?
20   A. I do.   09:15:36
21   Q. Please state your home address.
22   A. 1218 Thurston Avenue, Los Altos, California
23 94024.
24   Q. Mr. Li, do you understand that are you
25 testifying here in response to a subpoena in this   09:15:46

Page 9

3 (Pages 6 - 9)

CONFIDENTIAL INFORMATION UNDER THE PROTECTIVE ORDER

1   A. That varies. I was a programmer at
2 Digital Research working on CPM, so I was a
3 developer in that role. Most of the others I was a
4 user.
5   Q. When were you a programmer at   09:39:12
6 Digital Research?
7   A. So I had two summer internships, the
8 summers of 1982 and 1981.
9   Q. What was the command -- strike that.
10   Actually, what was the command syntax used   09:39:34
11 for CPM?
12   A. Again, it was very similar to use -- what
13 was used in TOPS-20 and VMS. Again, verb, noun and
14 qualifiers.
15   Q. What were some of the verbs that were used   09:39:52
16 in the command set for CPM?
17   A. I'm sorry. I've forgotten.
18   Q. Do you recall any of the verbs that were
19 used in the command sets for TOPS-20?
20   A. Info, show, DIR. I've forgotten most of   09:40:07
21 the others.
22   Q. You mentioned MS-DOS as one of the command
23 line interfaces that you had worked with; correct?
24   A. Mm-hmm.
25   Q. In what context did you work with MS-DOS?   09:40:30

Page 26

1   A. Just as a user.
2   Q. And that was in the early 1980s?
3   A. At some point, yes.
4   Q. You also mentioned UNIX as a system that
5 you have experience with; correct?   09:40:54
6   A. That's correct.
7   Q. In what context did you work with the UNIX
8 operating system?
9   A. I had access to a UNIX system as a user
10 starting in 1975.   09:41:03
11   Q. Do you know how long UNIX has been in
12 existence as an operating system?
13   A. No, I don't.
14   Q. And how many years did you work with the
15 UNIX operating system?   09:41:22
16   A. I've been working with it on and off since
17 1975.
18   Q. Can you describe for me how the UNIX CLI
19 worked?
20   A. UNIX CLI is, again, a command and   09:42:06
21 parameters structure with a verb and then nouns and
22 qualifiers behind it.
23   Q. Were all commands available to a UNIX user?
24   A. There are commands that are not available
25 that they are -- they're privileged and only   09:42:33

Page 27

1 accessible to the system administrator.
2   Q. When you say "privileged," what do you mean
3 by that?
4   A. The system administration and management
5 commands are -- cannot be executed by a normal user.   09:42:46
6   Q. Were there similar separations of command
7 sets in any of the other operating systems that we
8 discussed this morning?
9   A. Almost all have that kind of separation.
10   Q. What -- describe for me the separation in   09:43:08
11 command sets that existed in TOPS-20.
12   A. As a user of TOPS-20, I don't recall the
13 details of the administration commands, so I never
14 used them.
15   Q. Were the administration commands in TOPS-20   09:43:25
16 accessible to you as a user?
17   A. No.
18   Q. How were command sets separated in VAX/VMS?
19   A. Again, there were privileged commands that
20 one could use if you were a system administrator.   09:43:46
21   Q. Was the term "privileged" a term that you
22 came up with, Mr. Li?
23   A. No. I'm sure that several of -- I've
24 picked that up somewhere, but that is commonly used.
25   Q. That is commonly used to describe what?   09:44:14

Page 28

1   A. Throughout the industry to indicate that
2 people -- certain administrators have abilities that
3 are past normal users.
4   Q. Was the term "privileged" commonly used at
5 the time that you were working on VAX/VMS?   09:44:30
6   MR. PAK: Objection. Calls for expert
7 testimony.
8   BY MR. WONG: Q. Just to your
9 recollection, Mr. Li.
10   A. Yes.   09:44:40
11   Q. And what facts are you basing that answer
12 on?
13   A. I was a system administrator for a VMS
14 system.
15   Q. Did you use the term "privileged" to   09:44:50
16 describe commands that were accessible only to
17 system administrators at the time you were working
18 on VAX/VMS?
19   A. Probably.
20   Q. Was it likely that you were using that   09:45:03
21 term?
22   A. Very likely.
23   Q. You mentioned VMCMS. What experience did
24 you have working with VMCMS?
25   A. So USC maintained, in addition to numerous   09:45:27

Page 29

8 (Pages 26 - 29)

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1   I, the undersigned, a Certified Shorthand
2 Reporter of the State of California, do hereby
3 certify:
4   That the foregoing proceedings were taken
5 before me at the time and place herein set forth;
6 that any witnesses in the foregoing proceedings,
7 prior to testifying, were administered an oath; that
8 a record of the proceedings was made by me using
9 machine shorthand which was thereafter transcribed
10 under my direction; that the foregoing transcript is
11 a true record of the testimony given.
12   Further, that if the foregoing pertains to
13 the original transcript of a deposition in a Federal
14 Case, before completion of the proceedings, review
15 of the transcript [X] was [ ] was not requested.
16   I further certify I am neither financially
17 interested in the action nor a relative or employee
18 of any attorney or any party to this action.
19   IN WITNESS WHEREOF, I have this date
20 subscribed my name.
21   Dated: February 3, 2016
22
23

24   Susan F. Magee
25   CSR No. 11661, RPR, CCRR, CLR

Page 258

66 (Page 258)